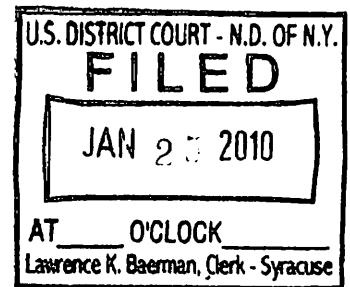


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

RAMONA & BAHRAM OMIDIAN on behalf of
their child, K.O., a student with a disability,



Plaintiffs,

05-CV-0398
NAM / GHL

-against-

THE BOARD OF EDUCATION OF THE NEW
HARTFORD CENTRAL SCHOOL DISTRICT,

Defendant.

STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorney of record for Plaintiffs Ramona & Bahram Omidian, on behalf of K.O., and for K.O., who is no longer an infant and is not an incompetent person for whom a guardian has been appointed, and the attorney of record for Defendant Board of Education of the New Hartford Central School District, that the above-captioned action is voluntarily dismissed and discontinued with prejudice, without costs or attorneys' fees to either party.

The undersigned further stipulate that a signature on this document by facsimile or electronic transmission shall be sufficient as an original.

YOUNG, SOMMER, WARD,
RITZENBERG, BAKER & MOORE, LLC

By:

Kenneth S. Ritzenberg, Esq. of Counsel
Bar Roll No. 50527

Attorneys for Plaintiffs
Executive Woods
5 Palisades Drive
Albany, New York 12205
(518) 438-9907

Dated: January 21, 2009

FERRARA, FIORENZA, LARRISON,
BARRETT & REITZ, P.C.

By:

Susan T. Johns, Esq., of Counsel
Bar Roll No. 103052

Attorneys for Defendant
5010 Campuswood Drive
East Syracuse, New York 13057
(315) 437-7600

Dated: January 20, 2010

SO-ORDERED:

Norman A. Wacker
1/25/10